

## REMARKS

Applicant thanks the Examiner for his return phone call regarding the drawings. Applicant has considered all points made by the Examiner in the Office Action and has responded to same in order to ensure compliance with the applicable rules.

### 1. Drawings.

The drawings have been found unacceptable by the Examiner. The Examiner objected to the drawings because they are not professional and do not satisfy the requirements of the US Patent and Trademark Office.

Applicant has reviewed the submitted drawings and found seven (7) sheets which did not meet PTO standards for drawings as specified in 37 C.F.R. § 1.84 due to insufficient margins. Replacement sheets for those drawings are attached hereto.

In his voice mail of October 4, 2004, the Examiner indicated that the drawings were not “professional” because they contained hand-drawn lines and hand-written letters and numbers.

Applicant does not find within the Rules or the MPEP a requirement that, for examination purposes, drawings are required to be made by a draftsman. Rather, MPEP Rule 608.02(b) states that “[t]o expedite filing, applicants sometimes submit applications with informal drawings. Such applications will be accepted by the Office of Initial Patent Examination (OIPE) if the drawings are readable and reproducible for publication purposes.”

The MPEP continues, “Examiners should review the drawings for disclosure of the claimed invention and for proper use of reference numerals” and that drawing corrections are to be made before allowance. *Id.*

Applicant believes that with the Replacement Sheets attached hereto, the drawings are in a condition sufficient for examination and respectfully requests that this objection be removed.

2. **Double Patenting.**

The Examiner provisionally rejected claims 1-20 under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1-22 of copending Application No. 10/375526.

Attached hereto is a terminal disclaimer in compliance with 37 CFR § 1.321(c).

Respectfully submitted,

JACKSON WALKER L.L.P.



Daniel D. Chapman  
Reg. No. 32,726  
112 E. Pecan Street, Suite 2100  
San Antonio, Texas 78205  
Telephone: (210) 978-7700  
Fax: (210) 978-7790  
Attorneys for Applicant